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1103326-0778

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Abrahamson et al.
 Serial No. : 10/507,356
 Filed : September 10, 2004
 For : METHOD OF ANALYSING A PHARMACEUTICAL SAMPLE
 Examiner : TBA
 Group Art Unit : TBA

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8	
I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below at the facsimile number 1-517-273-0459.	
Andrew Fessak	48,528
Agent Name	PTO Reg. No.
<i>Andrew Fessak</i>	6/23/05
Signature	Date of Signature

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 International Division

PCT Legal Office
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 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Facsimile: 1-517-273-0459
 Pages: 5 pages total

Request for Fee Refund
(Improper Charge of Deposit Account)

Sir:

I. This is a request for a refund with respect to a charge to Deposit Account No. 23-1703, as shown on the Deposit Account Statement for May 2005, in connection with the referenced §371 application. A copy of the Deposit Account Statement for May 2005 accompanies this request.

II. The amount of the requested refund is \$1500 for an improper charge of deposit account fee.

11/23/2005 11:00:00 AM 10507356
 Date Rec'd: 00000002 DHH: 231703 10507356
 01 FC:1615 756.00 DA

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III. On September 22, 2004, Deposit Account No. 23-1703 was charged \$920 for the basic national stage filing fee and \$290 for the multiple dependent claim fee in connection with the referenced §371 application.

On April 6, 2005, the Office mailed a Notification of Missing Requirements ("Notification") to Applicants. The Notification identified an additional claims fee of \$2100 for 42 total claims over 20. Applicants were required to submit the additional claims fee or cancel the additional claims for which fees were due. Additionally, Applicants were required to submit a declaration of the inventors and the surcharge for the late filing of the declaration.

On April 26, 2005, Applicants replied to the Notification by filing the declaration of the inventors with authorization to charge the surcharge to Deposit Account No. 23-1703. Concurrently, in accordance with the Notification, Applicants filed a Supplemental Preliminary Amendment canceling some of the additional claims for which fees were due. Therefore, as provided by the Notification, the additional claims fee, if any, should have been based on the number of claims remaining upon entry of the Supplemental Preliminary Amendment. Specifically, upon entry of the Supplemental Preliminary Amendment, all multiple claim dependencies had been removed and there were only 12 excess claims over 20. In that case, the excess claims fee is \$600. However, the original excess claims fee of \$2100, as set forth in the Notification, was improperly charged to Deposit Account No. 23-1703.

Applicants calculate the correct filing fees and the overcharge as follows:

Fees	Fees according to PTO	Fees actually due
Basic filing fee (for application filed before Dec. 8, 2004)	\$920	\$920
Multiple dependent fee	\$290	\$290
Excess claims fees (32 claims minus 20)	(42 excess claims) x (\$50) = \$2100	(12 excess claims) x (\$50) = \$600
Total	\$3310	\$1810
Overcharge		\$1500

As shown in the table above, Applicants were overcharged an excess claims fee in the amount of \$1500. Applicants respectfully request a refund of this amount as a credit to Deposit Account No. 23-1703. A refund of the \$290 multiple dependent claim fee may also be warranted in view of the fact that the Supplemental Preliminary Amendment removed all multiple claim dependencies.

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No fee should be due in connection with this paper. If any fee is due, Applicants authorize any such fee to be charged to Deposit Account No. 23-1703.

Dated: June 23, 2005

Respectfully submitted,

Andrew Fessak

Andrew Fessak

Reg. No. 48,528

Customer No. 007470

White & Case LLP

Agent's Direct Dial: (212) 819-8437

Attachment:

May 2005 Deposit Account Statement for Acct. No. 23-1703 (2 pages)

Deposit Account Statement

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**United States
Patent and
Trademark Office**
Deposit Account Statement

Requested Statement Month: May 2005
 Deposit Account Number: 231703
 Name: WHITE & CASE
 Attention: PATENT DEPARTMENT
 Address: 1155 AVE OF THE AMERICAS
 City: NEW YORK
 State: NY
 Zip: 10036-2787
 Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
05/03	10	09950723	2001 P 16945	1253	\$1,020.00	\$23,490.56
05/04	29	PAYMENT		9203	-\$24,451.00	\$47,941.56
05/04	36	11119435	7154232-0009	2011	\$150.00	\$47,791.56
05/04	37	11119435	7154232-0009	2111	\$250.00	\$47,541.56
05/04	38	11119435	7154232-0009	2311	\$100.00	\$47,441.56
05/04	39	11119435	7154232-0009	2202	\$1,425.00	\$46,016.56
05/04	40	11119435	7154232-0009	2201	\$800.00	\$45,216.56
05/04	202	11005846	5850772-0003 CON	1251	\$120.00	\$45,096.56
05/05	239	10507356	1103326-0778	1617	\$130.00	\$44,966.56
05/05	240	10507356	1103326-0778	1615	\$2,100.00	\$42,866.56
05/06	1	09646852	4103326-0636	1251	\$120.00	\$42,746.56
05/06	2	09646852	4103326-0636	1202	\$50.00	\$42,696.56
05/06	2	10851702	1103326-0642 CON	1253	\$1,020.00	\$41,676.56
05/06	99	10066496	15157	1801	\$790.00	\$40,886.56
05/06	150	10052293	1140668-0006	1806	\$180.00	\$40,706.56
05/06	194	09898365	1601457-0007	1253	\$1,020.00	\$39,686.56
05/06	195	09898365	1601457-0007	1814	\$130.00	\$39,556.56
05/09	3	10399010	1009	1253	\$1,020.00	\$38,536.56
05/09	4	10714577	1103326-0525	1253	\$1,020.00	\$37,516.56
05/09	33	10773343	1613370-0046 CON	1251	\$120.00	\$37,396.56
05/09	142	11119435	7154232-0009	8021	\$40.00	\$37,356.56
05/10	198	10949499		8021	\$40.00	\$37,316.56
05/11	1	10293204	1101546-0010	2814	\$65.00	\$37,251.56
05/11	13	11058595	1002XB	1462	\$400.00	\$36,851.56
05/12	4	10690344	1118129-0003	1251	\$110.00	\$36,741.56
05/13	58	60582617	1103326-0775	8007	\$40.00	\$36,701.56
05/13	59	60582619	1103326-0776	8007	\$40.00	\$36,661.56
05/13	202	60582619	1103326-0776	8007	\$40.00	\$36,621.56
05/17	117	11129113	16117907-0009	2011	\$150.00	\$36,471.56

05/17 118	11129113	16117907-0009	2111	\$250.00	\$36,221.56
05/17 119	11129113	16117907-0009	2311	\$100.00	\$36,121.56
05/18 41	60680932	1103326-0794	1005	\$200.00	\$35,921.56
05/18 348	0159310107		8014	\$25.00	\$35,896.56
05/19 12	10066496	15157	1253	\$1,020.00	\$34,876.56
05/19 41	11090512	1125238-0005	2202	\$400.00	\$34,476.56
05/19 42	11090512	1125238-0005	2201	\$100.00	\$34,376.56
05/19 153	5561851		8021	\$40.00	\$34,336.56
05/19 160	11045937		8021	\$40.00	\$34,296.56
05/20 19	09806795	1103326-0660	1501	\$1,400.00	\$32,896.56
05/20 20	09806795	1103326-0660	1504	\$300.00	\$32,596.56
05/20 21	09806795	1103326-0660	8001	\$12.00	\$32,584.56
05/23 10	10773343	1613370-0046CON	1801	\$790.00	\$31,794.56
05/23 11	10773343	1613370-0046CON	1252	\$450.00	\$31,344.56
05/23 12	10336247	1613370-0036 CON	1801	\$790.00	\$30,554.56
05/23 13	10336247	1613370-0036 CON	1814	\$130.00	\$30,424.56
05/23 14	10336247	1613370-0036 CON	1814	\$130.00	\$30,294.56
05/23 76	09898310	1601457-0008	1253	\$1,020.00	\$29,274.56
05/23 77	09898310	1601457-0008	1814	\$130.00	\$29,144.56
05/24 101	10723456	1613370-0026 CON	1801	\$790.00	\$28,354.56
05/24 102	10723456	1613370-0026 CON	1814	\$130.00	\$28,224.56
05/24 103	10723456	1613370-0026 CON	1814	\$130.00	\$28,094.56
05/25 5	09862690	1133279-0004	2801	\$395.00	\$27,699.56
05/25 6	09862690	1133279-0004	2252	\$225.00	\$27,474.56

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$24,510.56	\$21,487.00	\$24,451.00	\$27,474.56

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